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RUEHLA/AMCONSUL BARCELONA 3619

UNCLAS MADRID 001127

SIPDIS

E.O. 12958: N/A

TAGS: [EAIR](#) [SP](#)

SUBJECT: CIVAIR: SPAIN CANNOT FOLLOW UP ON VIOLATIONS OF  
FAA REGULATIONS

REF: A. SECSTATE 75396

[1](#)B. SECSTATE 75399

[1](#)1. (U) Econoff passed on reftel requests, providing the GOS the opportunity to pursue an investigation as provided under Article 12 of the Convention on International Civil Aviation, (the "Chicago Convention") on reftel Spanish nationals who allegedly violated U.S. FAA regulations. Santiago Quiros Babillo, area officer at the Ministry of Infrastructure's Civil Aviation Directorate, advised Econoff October 22 that Spanish law does not conform to Article 12 of the Chicago Convention.

[1](#)2. (U) Quiros Babillo said that Spanish Law 21/2003 (article 2) as well as Spanish Law 48/1960 (articles 6,7, and 8) prohibited the Government of Spain from undertaking an investigation or proceedings on violations committed in air space outside of Spain. Quiros Babillo thanked Econoff for the information, but noted that the Civil Aviation Directorate would not be able to follow up on reftel or future such cases.  
AGUIRRE